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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of
Access Reform Tariff Filings

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RESPONSE OF GVNW, INC., ON BEHALF OF SEVERAL LECS,
TO AT&T CORP. PETITION ON RATE OF RETURN
LEC TARIFF FILINGS

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**RESPONSE OF GVNW, INC., ON BEHALF OF SEVERAL LECs,
TO AT&T CORP. PETITION ON RATE OF RETURN
LEC TARIFF FILINGS**

Pursuant to Section 1.773 of the Commission's Rules, C.F.R. § 1.773, and DA 97-2358, GVNW, Inc., ("GVNW") hereby submits this Response to the AT&T Corp. Petition on Rate-of-Return LEC Tariff Filings¹ on behalf of the issuing carriers for GVNW INC./Management Tariff F.C.C. No. 2 (Transmittal #147), listed in Appendix A, and Harrisonville Telephone Company (Harrisonville Telephone Company Tariff F.C.C. No. 2 Transmittal #16) and Union Telephone Company (Union Telephone Company Tariff F.C.C. No. 2, Transmittal #65).

INTRODUCTION

In its Petition AT&T requests the Commission to suspend the tariffs of those LECs, including the GVNW Clients², that have failed to provide the supporting documentation

¹ Petition of AT&T Corp., On Rate of Return LEC tariff Filings, released December 23, 1997, ("AT&T Petition").

² GVNW maintains and files Tariff Transmissions for GVNW INC./Management F.C.C. Tariff No.2 on behalf of 34 issuing LECs (GVNW Issuing Carriers). In addition, GVNW performs services for Harrisonville Telephone Company and Union Telephone Company related to the maintenance and updating of their respective Harrisonville Telephone Company Tariff F.C.C. No. 2 and Union Telephone Company Tariff F.C.C. No. 2. The GVNW Issuing Carriers, Harrisonville Telephone Company and Union Telephone Company are herein and collectively referred to as "GVNW Clients."

required by the Commission.³ In its Petition, AT&T points out in general terms that many LECs failed to comply with the FCC's directive to provide sufficient information to support results, including (a) a detailed description of study methods; (b) the sources of data; and, (c) detailed investment, capital and operating expense, overhead loadings and other costs used in the cost-studies. AT&T stated that "ROR LECs have failed to comply with this directive, falling into one of two categories: (a) those who filed rates without any cost support whatsoever (Appendix B) and those which filed some cost support, albeit insufficient (Appendix C)."⁴ The GVNW Clients are included in those companies named in Appendix C of the AT&T Petition.

Pursuant to the Commission's Universal Service Order⁵ and Access Reform Order⁶, GVNW INC./Management filed modifications to the following interstate access tariffs on December 17, 1997: GVNW INC./Management Tariff F.C.C. No.2 ,Transmittal No. 147; Harrisonville Telephone Company Tariff F.C.C. No. 2 , Transmittal #16; and Union Telephone Company Tariff F.C.C. No. 2 , Transmittal #65. The tariff transmittals included description and justification but no additional analyses. However, parallel with the filings, GVNW cooperated with AT&T by responding to AT&T's requests for supporting documentation with respect to the December 17 tariff transmittals.

³ AT&T Petition at page 5.

⁴ Ibid.

⁵ In the Matter of Federal-State Joint Board on Universal Service, CC Docket No. 96-43 (released May 8, 1997) ("Universal Service Order").

⁶ In the Matter of Access Charge Reform, CC Docket No. 96-262 (released May 16, 1997) ("Access Reform Order").

I. GVNW RESPONSES TO AT&T DATA REQUESTS

In late November of 1997, AT&T contacted GVNW regarding its request for supporting documentation related to the upcoming December 17, 1997 filing. Through December 17, 1997, GVNW cooperated with AT&T by discussing on several occasions and coming to agreement on the content of responses to AT&T's data request on behalf of the GVNW Clients. GVNW's response included a special analysis of the revenue impact on AT&T for each of the GVNW Clients' rate changes performed specifically to meet AT&T's data needs.

GVNW's considerable efforts did not conclude with overnight delivery to AT&T on December 17 of a package of support material consistent with GVNW's understanding of AT&T's request. GVNW followed up December 19 to ensure that the package had arrived and met AT&T's expectations. On December 22, AT&T confirmed that the package had arrived and fulfilled their needs. AT&T indicated their appreciation for the extra analysis on AT&T's revenue impact. GVNW was surprised after this cooperative effort to be included in AT&T Petition.

II. COMMISSION TARIFF SUPPORT REQUIREMENTS UNDER 47 C.F.R. § 61.39.

GVNW believes its response to AT&T's data requests up to and through the overnight delivery of data on December 17, 1997 comply with the obligations imposed on the GVNW Clients under 47 C.F.R. § 61.39. The GVNW Issuing Carriers, Harrisonville Telephone Company and Union Telephone Company are all rate-of-return companies under 50,000 access lines subject to the optional supporting information requirements of 47 C.F.R.

§ 61.39. With respect to such ILEC's, it is GVNW's understanding that the Commission declined "to require specific data, charts, and formats at this time other than those in the price cap TRP described in Section II."⁷ GVNW believes the paragraph cited by AT&T, ¶13 of the TRP Order, is of an introductory nature only and does not constitute an ordering clause.⁸ Consistent with 47 C.F.R. § 61.39(b), GVNW is prepared to promptly submit additional data upon reasonable request by AT&T or any other interested party.

III. PRICE COUNTY TELEPHONE COMPANY

As an additional comment in its petition, AT&T mentioned that Price County Telephone Company had not filed any revision to their rates.⁹ GVNW notes that Price County Telephone Company is one of the GVNW Issuing Carriers and filed new rates along with all the other Issuing Carriers with Transmittal No. 147. The data provided AT&T on December 17, 1997 included data for Price County Telephone Company.

At least one inconsistency exists in AT&T's comments. While they cite Price County Telephone Company as not filing any revision to their rates¹⁰, they also cite them for providing some, but not sufficient cost support¹¹.

⁷ Tariff Review Plans, DA 97-2345 ¶ 16 (released November 6, 1997) ("TRP Order")

⁸ AT&T Petition at § II, page 5.

⁹ AT&T Petition at § I, Page 4.

¹⁰ AT&T Petition at § I, Page 4.

¹¹ AT&T Petition at § I, Page 5.

CONCLUSION

The filings made on behalf the GVNW Clients fully complied with the Commission's requirements with respect to 47 C.F.R. § 61.39 companies. Moreover, the Commission declined to impose a more onerous filing requirement on Rate of Return companies in its TRP Order. Absent a clear requirement for the filing of the support data mentioned by AT&T in its Petition, no grounds exist for a suspension of the GVNW Client tariff transmittals. Moreover, GVNW has demonstrated its willingness to comply with the obligation of the GVNW Clients under 47 C.F.R. § 61.39(b) to respond promptly to the data requests of AT&T. Even if AT&T's interpretation of the TRP Order as indicated in the AT&T Petition were correct, GVNW believes it has satisfied AT&T expectations with respect to data requests so as to make unnecessary any tariff suspension.

Based on the foregoing, GVNW respectfully requests the Commission to dismiss AT&T's Petition with respect to GVNW INC./Management Tariff F.C.C. No. 2 Issuing Carriers (Transmittal #147), listed in Appendix A, and Harrisonville Telephone Company (Harrisonville Telephone Company Tariff F.C.C. No. 2 Transmittal #16) and Union Telephone Company (Union Telephone Company Tariff F.C.C. No. 2, Transmittal #65).

Respectfully Submitted



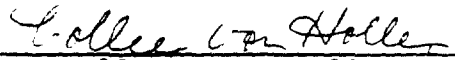
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Appendix A
Issuing Carriers

Alhambra-Grantfork Tel. Co.	Ayrshire Farmers Mutual Tel.
C-R Telephone Co.	Cass Telephone Co.
Citizens Tel. Co. (Higginsville, Mo.)	East Ascension Tel. Co.
Egyptian Tel. Coop. Association	El Paso Tel. Co. (Illinois)
Flat Rock Tel. Co.	Grafton Tel. Co.
Gridley Tel. Co.	Home Tel. Co.
Kerman Tel. Co.	La Harpe Tel. Co.
Leaf River Tel. Co.	Madison Tel. Co.
McNabb Tel. Co.	Montrose Mutual Tel. Co.
Moultrie Independent Tel. Co.	Oncida Tel. Exchange
Sierra Tel. Co.	Shawnee Tel. Co.
Wabash Tel. Co.	Webb-Dickens Tel. Corp.
West River Telecommunications Coop.	West River Communications
Woodhull Community Tel. Co.	Yates City Tel. Co.
Yelm Tel. Co.	Beaver Creek Coop. Tel. Co.
Price County Tel. Co.	Stayton Coop. Tel. Co.
Table Top Tel. Co., Inc.	Lake Livingston Tel. Co.

CERTIFICATE OF SERVICE

I, Colleen von Hollen, do hereby certify that on this 29th day of December, 1997, a copy of the foregoing "Response of GVNW Inc./Management on behalf of several LECs to AT&T Corp.'s Petition on Rate of Return LEC Tariff Filings" was hand-delivered to the following parties:


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